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Strike 3 Holdings, LLC

**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

STRIKE 3 HOLDINGS, LLC,
Plaintiff,

vs.

JOHN DOE subscriber assigned IP
address 75.58.225.52,
Defendant.

Case Number: 8:19-cv-00334-TJH-SP

**PLAINTIFF STRIKE 3
HOLDINGS, LLC'S NOTICE OF
MOTION AND MOTION TO
DISMISS COUNTERCLAIM**

Date: December 9, 2019
Time: UNDER SUBMISSION
Place: Courtroom #9B, 9th Floor
Judge: Hon. Terry J. Hatter

TO: DEFENDANT AND HIS/HER COUNSEL OF RECORD:

PLEASE TAKE NOTICE that before the Honorable Terry J. Hatter in
courtroom 9B, Plaintiff Strike 3 Holdings, LLC ("Strike 3") will and hereby does
move the Court pursuant to Federal Rule of Civil Procedure 12(b)(1) and 12(b)(6)
to dismiss Defendant's counterclaim for a declaration of non-infringement of
copyright.¹

This Motion is based upon this Notice of Motion, the attached
Memorandum of Points and Authorities, and all pleadings and papers on file
herein, and such oral argument as may be presented at the hearing on this Motion.

¹ Pursuant to the Court's Local Rules, the Motion will be taken under submission
unless the parties are otherwise noticed by the Court.

